

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

**BACK COUNTRY HORSEMEN OF
AMERICA,**

Plaintiff,

v.

**MIKE JOHANNNS, in his official capacity
as Secretary of the United States
Department of Agriculture, the UNITED
STATES DEPARTMENT OF
AGRICULTURE, DALE BOSWORTH, in
his official capacity as Chief of the United
States Forest Service; and the UNITED
STATES FOREST SERVICE,**

Defendants.

Civil Action No. 05-0960 (ESH)

ORDER

Upon consideration of plaintiff's Motion for Summary Judgment and Motion to Supplement the Administrative Record, defendant's Cross-Motion for Summary Judgment, both parties' written submissions pursuant thereto, and the administrative record, it is hereby

ORDERED that plaintiff's Motion for Summary Judgment [#17] is **GRANTED IN PART** and **DENIED IN PART**; it is further

ORDERED that defendant's Cross-Motion for Summary Judgment [#18] is **GRANTED IN PART** and **DENIED IN PART**; it is further

ORDERED that plaintiff's Motion to Supplement the Administrative Record [#23] is **GRANTED**; it is further

ORDERED that the case be remanded to the United States Forest Service for further proceedings consistent with the attached Memorandum Opinion.

SO ORDERED.

s/
ELLEN SEGAL HUVELLE
United States District Judge

Date: March 29, 2006